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**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA**

In re:

VARALUZ, LLC,

Debtor.

Case No.: 24-13181-hlb

Chapter: 11

Confirmation Hearing:

Date: December 18, 2024

Time: 2:30 p.m.

**CERTIFICATION OF ACCEPTANCE AND REJECTION OF VARLUZ, LLC'S PLAN
OF REORGANIZATION (BALLOT SUMMARY)**

Varaluz, LLC, debtor and debtor-in-possession ("Debtor"), by and through its counsel, hereby submits its certification of acceptance of *Varaluz, LLC's Chapter 11 Plan of Reorganization* (the "Plan") pursuant to Local Rule 3018.

On September 26, 2024, the Court entered its *Order Granting Debtor's Ex Parte Motion to Fix Deadlines and Procedures in Subchapter V Case for Debtor's Proposed Chapter 11 Plan* (the "Procedures Order")¹ [ECF No. 71], which set a Record Date for voting purposes of October 31, 2024, and a Voting Deadline of November 18, 2024, at 5:00 p.m. (Pacific Time). Pursuant to the Procedures Order, the following documents were served on the Holders of the Class 1, Class 2, Class 3, and Class 4 Claims to the party's last known address: (i) the Procedures Order; (ii) the Confirmation Hearing Notice; (iii) the applicable Ballot; and (iv) the Plan. See ECF No. 76. Set forth below are the results of all votes received by the Voting Deadline.

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¹ All undefined capitalized terms herein shall have the same meaning as the Procedures Order.

1. Class 1: GENERAL UNSECURED CLAIMS

Class 1 is Impaired under the Plan, and thus the Holders of the Class 1 Claims are entitled to vote on the Plan. Two (2) Class 1 Ballots were received by the Voting Deadline.

Number of Votes from the Holder of the Class 1 Claim

	<u>Number</u>	<u>Percentage</u>
Total number of votes:	2	100%
Number of acceptances:	2	100%
Number of rejections:	0	0%

Amount of the Class 1 Claim Voted
(Per Amount Listed on Ballot or Schedules)

	<u>Amount</u>	<u>Percentage</u>
Total amount voted:	\$2,256.73	100%
Amount of acceptances:	\$2,256.73	100%
Amount of rejections:	\$0	0%

2. Class 2: SBA CLAIM

Class 2 is Impaired under the Plan, and thus the Holder of the Class 2 Claim is entitled to vote on the Plan. No Class 2 Ballot was received by the Voting Deadline.

3. Class 3: CURE CLAIMS

Class 3 is Impaired under the Plan, and thus the Holders of the Class 3 Claims are entitled to vote on the Plan. One (1) Class 3 Ballot was received by the Voting Deadline.

Number of Votes from Holder of the Class 3 Claim

	<u>Number</u>	<u>Percentage</u>
Total number of votes:	1	100%
Number of acceptances:	0	0%
Number of rejections:	0	0%

Amount of the Class 3 Claim Voted
(Per Amount Listed on Ballot)

	<u>Amount</u>	<u>Percentage</u>
Total amount voted:	\$105,000.00	100%
Amount of acceptances:	\$105,000.00	100%
Amount of rejections:	\$0	0%

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4. Class 4: NON-PRIORITY UNSECURED CLAIMS

Class 4 is Impaired under the Plan, and thus the Holders of the Class 4 Claims are entitled to vote on the Plan. Five (5) Class 4 Ballots were received by the Voting Deadline.

Number of Votes from Holder of the Class 4 Claim

	<u>Number</u>	<u>Percentage</u>
Total number of votes:	5	100%
Number of acceptances:	5	100%
Number of rejections:	0	0%

Amount of the Class 4 Claim Voted
(Per Amount Listed on Ballot)

	<u>Amount</u>	<u>Percentage</u>
Total amount voted:	\$165,314.14 ²	100%
Amount of acceptances:	\$165,314.14	100%
Amount of rejections:	\$0	0%

5. Class 5: EQUITY INTERESTS CLAIMS

Class 5 is Unimpaired under the Plan, and thus the Holders of the Class 5 Equity Interests are not entitled to vote on the Plan.

6. FINAL TALLY

By vote or by virtue of Section 1126, the Classes of Claims and Equity Securities under the Plan have accepted or rejected the Plan as follows:

Class 1: Impaired; accepted.

Class 2: Impaired; no ballot received.

Class 3: Impaired; accepted.

Class 4: Impaired; accepted.

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² This includes one insider ballot in the amount of \$129,391.69.

Class 5: Unimpaired.

Dated this 20th day of November 2024.

GARMAN TURNER GORDON LLP

By: /s/ Talitha Gray Kozlowski
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